

RECESSED MEETING

JUNE 23, 1998

The Ashland Board of Commissioners met in Recessed Session in the Commission Chambers, City Building, Ashland, Kentucky, on Tuesday, June 23, 1998, at the hour of 6:15 PM. Those present were Commissioners: Norman "Dutch" Berry, Kevin Gunderson, Paul Reeves, Michael Stewart and Mayor A. R. Dunnigan, who presided. Also present were: William H. Fisher, Jr., City Manager; Richard W. Martin, Corporation Counsel; Kevin P. Sinnette, Assistant Corporation Counsel; Deborah D. Musser, City Clerk; Gary Watts, Fire Chief; Ronald W. McBride, Chief of Police; Tony Grubb, Finance Director; Joseph P. Harris, Director of Public Services; Amanda Sinnette, Economic Development Director; Mike Rogers, Mass Transit Superintendent and Michelle Veach, Assistant Finance Director.

AGENDA

City Manager Fisher presented the agenda of June 23, 1998. Motion was made by Reeves, seconded by Stewart, to receive and file the agenda. Upon roll call, voting aye were Commissioners Berry, Reeves, Gunderson, Stewart and Mayor Dunnigan. Nay - none. Motion passed.

ORDINANCE NO. 60, 1998

SECOND AN ORDINANCE OF THE CITY OF ASHLAND,
READING KENTUCKY, AUTHORIZING AND
DIRECTING A. R. **AND** DUNNIGAN, MAYOR,
TO EXECUTE A CONTRACT **FINAL** WITH B & L
UTILITY CONTRACTORS, INC. FOR **ADOPTION**

MISCELLANEOUS CONCRETE AND ASPHALT
REPAIR WORK FOR THE CITY OF ASHLAND,
DEPARTMENT OF PUBLIC SERVICES, DIVISIONS OF
WATER DISTRIBUTION AND WASTEWATER
COLLECTION IN AN AMOUNT NOT TO EXCEED
THOSE PRICES SPECIFIED IN THEIR BID.

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BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That A. R. Dunnigan, Mayor of the City of Ashland, be and he is hereby authorized and directed to execute a contract with B & L Utility Contractors, Inc., 441 Iowa Street, Ashland, KY for miscellaneous concrete and asphalt repair work for the City of Ashland, Department of Public Services, Divisions of Water Distribution and Wastewater Collection, in an amount not to exceed those prices specified in their bid. A true copy of said contract is attached hereto and made a part hereof by reference.

SECTION 2. This ordinance shall be in full force and effect from and after its adoption, readoption and publication, as required by law.

SECTION 3. It is hereby authorized that publication of this ordinance be in summary form.

/s/A. R. DUNNIGAN
MAYOR

ATTEST:

Gunderson, Stewart and Mayor Dunnigan. Nay - none. Motion passed.

REGULAR MEETING JUNE 23, 1998

ORDINANCE NO. 61, 1998

ORDINANCE NO. 61, 1998

SECOND AN ORDINANCE OF THE CITY OF ASHLAND,
READING KENTUCKY, AUTHORIZING AND
DIRECTING A. R. **AND** DUNNIGAN, MAYOR,
TO EXECUTE A CONTRACT **FINAL** WITH J & C
CONTRACTING, INC. FOR THE 1998-1999
ADOPTION CONCRETE IMPROVEMENT PROGRAM
FOR THE CITY OF ASHLAND, DEPARTMENT OF
PUBLIC SERVICES, DIVISION OF STREET
MAINTENANCE AT THE PRICES SPECIFIED IN THEIR
BID.

* * * * *

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That A. R. Dunnigan, Mayor of the City of Ashland, be and he is hereby authorized and directed to execute a contract with J & C Contracting, Inc., HC-61, Box 730, Argillite, KY for the placement and replacement of sidewalks, curbs, gutters and other related work for the 1998-1999 concrete improvement program for the City of Ashland, Department of Public Services, Division of Street Maintenance, in an amount not to exceed those prices specified in their bid. A true copy of said contract is attached hereto and made a part hereof by reference.

SECTION 2. This ordinance shall be in full force and effect from and after its adoption, readoption and publication, as required by law.

SECTION 3. It is hereby authorized that publication of this ordinance be in summary form.

/s/A. R. DUNNIGAN
MAYOR

ATTEST:

/s/DEBORAH D. MUSSER
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS: June 18, 1998

READOPTED BY THE BOARD OF COMMISSIONERS: June 23, 1998

PUBLISHED:

MOTION:

Motion was made by Reeves, seconded by Stewart, to adopt Ordinance No. 61, 1998, at this its second reading. Upon roll call, voting aye were Commissioners Berry, Reeves, Gunderson, Stewart and Mayor Dunnigan. Nay - none. Motion passed.

ORDINANCE NO. 62, 1998

SECOND AN ORDINANCE OF THE CITY OF ASHLAND,

operating expenses,

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF ASHLAND,
KENTUCKY:

RECESSED MEETING JUNE 23, 1998
ORDINANCE NO. 62, 1998 CONTINUED

SECTION 1. That Mayor A. R. Dunnigan and Finance Director Tony D. Grubb or his successor are hereby authorized pursuant to KRS 65.7701, et seq., to borrow and execute required documents on behalf of said City sufficient funds to provide for said operating expenses for the City of Ashland's operating expenses for the period July 1, 1998 through June 30, 1999. Said loan to be repaid from anticipated tax revenues and other regularly received City revenues established by ordinance and/or statute. These funds may be borrowed from the Bank of Ashland, Community Trust Bank and/or National City Bank, all of Ashland, Boyd County, Kentucky.

SECTION 2. This ordinance shall be in full force and effect from and after its adoption, readoption and publication, as required by law.

/s/A. R. DUNNIGAN
MAYOR

ATTEST:

/s/DEBORAH D. MUSSER
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS: June 18, 1998
READOPTED BY THE BOARD OF COMMISSIONERS: June 23, 1998
PUBLISHED:

MOTION:

Motion was made by Stewart, seconded by Berry, to adopt Ordinance No. 62, 1998, at this its second reading. Upon roll call, voting aye were Commissioners Berry, Reeves, Gunderson, Stewart and Mayor Dunnigan. Nay - none. Motion passed.

ORDINANCE NO. 63, 1998

SECOND AN ORDINANCE OF THE CITY OF ASHLAND,
READING KENTUCKY, FIXING THE AD VALOREM
TAX LEVY **AND** FOR THE YEAR 1997,
PAYABLE IN THE YEAR 1998, ON **FINAL** REAL
ESTATE, PERSONAL PROPERTY, AND **ADOPTION**
FRANCHISES IN THE CITY OF ASHLAND FOR
THE CITY REVENUE PURPOSES, PROVIDING FOR A
DISCOUNT OF ONE PERCENT (1%) ON AD VALOREM
TAXES ONLY WHICH ARE PAID ON OR BEFORE
AUGUST 15, 1998 AND PROVIDING FOR A PENALTY
OF TEN PERCENT (10%) AND SIX PERCENT (6%)
INTEREST PER ANNUM FOR ANY TAXES WHICH ARE
PAID AFTER THE DUE DATE.

Floodwall	\$0.1400
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Said taxes are due as follows:

Ad Valorem	½ due August 15, 1998
	½ due October 30, 1998

RECESSED MEETING JUNE 23, 1998
ORDINANCE NO. 63, 1998 CONTINUED

Floodwall ½ due August 15, 1998
 ½ due October 30, 1998

SECTION 2. That all City ad valorem taxes due and payable in the year 1998 to the City of Ashland, Kentucky, which are paid on or before August 15, 1998, provided that all ad valorem taxes of said tax payer due and payable during said year are paid on or before said date, shall be reduced by a discount of one percent (1%). This discount shall not apply to the special levy of floodwall taxes or bank shares.

SECTION 3. That a ten percent (10%) penalty shall be applied and six percent (6%) interest per annum (one-half percent (½%) per month) shall be applied for any taxes which are paid after the due date.

SECTION 4. This ordinance shall be in full force and effect from and after its adoption, readoption and publication, as required by law.

/s/A. R. DUNNIGAN
MAYOR

ATTEST:

/s/DEBORAH D. MUSSER
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS: June 18, 1998
READOPTED BY THE BOARD OF COMMISSIONERS: June 23, 1998
PUBLISHED:

MOTION:

Motion was made by Reeves, seconded by Berry, to adopt Ordinance No. 63, 1998, at this its second reading. Upon roll call, voting aye were Commissioners Berry, Reeves, Gunderson, Stewart and Mayor Dunnigan. Nay - none. Motion passed.

ORDINANCE NO. 64, 1998

SECOND AN ORDINANCE OF THE CITY OF ASHLAND,
READING KENTUCKY, FIXING THE TAX LEVY
FOR THE YEAR **AND** 1998, PAYABLE IN
THE YEAR 1999, ON THE BANK **FINAL** DEPOSITS
FRANCHISE TAX FOR REVENUE PURPOSES
ADOPTION BY THE CITY OF ASHLAND.

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the extent of such conflict only, are hereby repealed.

SECTION 3. This ordinance shall be in full force and effect from and after its adoption, readoption and publication, as required by law.

/s/A. R. DUNNIGAN
MAYOR

ATTEST:

RECESSED MEETING JUNE 23, 1998
ORDINANCE NO. 64, 1998 CONTINUED

/s/DEBORAH D. MUSSER
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS: June 18, 1998
READOPTED BY THE BOARD OF COMMISSIONERS: June 23, 1998
PUBLISHED:

MOTION:

Motion was made by Reeves, seconded by Stewart, to adopt Ordinance No. 64, 1998, at this its second reading. Upon roll call, voting aye were Commissioners Berry, Reeves, Gunderson, Stewart and Mayor Dunnigan. Nay - none. Motion passed.

ORDINANCE NO. 65, 1998

SECOND AN ORDINANCE OF THE CITY OF ASHLAND,
READING KENTUCKY, AUTHORIZING AND
DIRECTING A. R. **AND** DUNNIGAN, MAYOR,
TO EXECUTE A CONTRACT **FINAL** WITH
COOKSEY BROTHERS DISPOSAL COMPANY,
ADOPTION INC. FOR THE FURNISHING OF A
SUITABLE LANDFILL LOCATION FOR THE RECEIPT
AND DISPOSAL OF COMPACTED GARBAGE AND
REFUSE, RUBBLE AND RUBBISH, COLLECTED BY
THE CITY OF ASHLAND, KENTUCKY, FOR A PERIOD
OF ONE YEAR IN AN AMOUNT NOT TO EXCEED
THOSE PRICES SPECIFIED IN THEIR BID.

* * * * *

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That A. R. Dunnigan, Mayor of the City of Ashland, be and he is hereby authorized and directed to execute a contract with Cooksey Brothers Disposal Company, Inc. for the furnishing of a suitable landfill location for the receipt and disposal of compacted garbage and refuse, rubble and rubbish, collected by the City of Ashland, Kentucky, for a period of one year in an amount not those prices specified in their bid. A true copy of said contract is attached hereto and made a part hereof by reference.

SECTION 2. This ordinance shall be in full force and effect from and after its adoption, readoption and publication, as required by law.

SECTION 3. It is hereby authorized that publication of this ordinance be in

MOTION:

Motion was made by Stewart, seconded by Berry, to adopt Ordinance No. 65, 1998, at this its second reading. Upon roll call, voting aye were Commissioners Berry, Stewart and Mayor Dunnigan. Nay - Commissioners Reeves and Gunderson. Motion passed.

RECESSED MEETING JUNE 23, 1998

ORDINANCE NO. 66, 1998

ORDINANCE NO. 66, 1998

SECOND AN ORDINANCE OF THE CITY OF ASHLAND,
READING KENTUCKY, APPROVING AND
ADOPTING THE 1998-**AND** 1999 BUDGET
AND APPROPRIATING REVENUES ON **FINAL** HAND
AND TO BE RECEIVED DURING THE YEAR
ADOPTION 1998-1999 FOR THE PAYMENT OF
EXPENSES OF THE CITY OF ASHLAND FOR THE
TWELVE-MONTH PERIOD BEGINNING JULY 1, 1998
AND ENDING JUNE 30, 1999 AND REPEALING ALL
ORDINANCES AND PARTS OF ORDINANCES IN
CONFLICT HEREWITH.

* * * *

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That the annual budget for the fiscal year 1998-1999, as presented by the City Manager to the Board of Commissioners be and the same is hereby approved and adopted.

SECTION 2. That the following appropriations be and the same are hereby made from revenues on hand and to be received during the year 1998-1999 by the City of Ashland, Kentucky:

FROM GENERAL FUND

FOR:

DEPARTMENT OF GENERAL GOVERNMENT	\$3,050,024
DEPARTMENT OF FINANCE	291,196
DEPARTMENT OF PUBLIC WORKS	3,021,823
DEPARTMENT OF PLANNING AND COMMUNITY DEVELOPMENT	172,876
DEPARTMENT OF POLICE	2,652,917
DEPARTMENT OF FIRE	2,982,563
DEPARTMENT OF ENGINEERING	136,356

TOTAL FROM GENERAL FUND	\$12,307,755
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FROM UTILITY FUND

FOR:
DIVISION OF MASS TRANSIT \$476,397

FROM RECREATION OPERATING FUND

FOR:
DIVISION OF PARK CONCESSIONS \$75,115
DIVISION OF DAWSON PARK POOL 32,566
DIVISION OF SOUTHSIDE POOL 600

TOTAL FROM RECREATION OPERATING FUND \$108,281

RECESSED MEETING JUNE 23, 1998
ORDINANCE NO. 66, 1998 CONTINUED

FROM COMMUNITY DEVELOPMENT BLOCK GRANT FUND

FOR:
DIVISION OF GENERAL COMMUNITY DEVELOPMENT \$113,469
DIVISION OF HOUSING DEVELOPMENT 506,383
DIVISION OF NEIGHBORHOOD DEVELOPMENT 919,081

TOTAL FROM COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS \$1,538,933

FROM HOUSING ASSISTANCE PROGRAM FUND

FOR:
DIVISION OF SECTION 8 EXISTING \$1,958,010
DIVISION OF MODERATE REHAB 002 5,000
DIVISION OF SECTION 8 VOUCHER PROGRAM 139,029

TOTAL FROM HAP FUND \$2,102,039

FROM MUNICIPAL AID PROGRAM FUND

FOR:
DEPARTMENT OF MUNICIPAL AID PROGRAM \$343,000

FROM CAPITAL PURCHASE/IMPROVEMENT FUND

FOR:
DEPARTMENT OF GENERAL GOVERNMENT \$63,000
DEPARTMENT OF FINANCE 3,500
DEPARTMENT OF PUBLIC WORKS 79,100
DEPARTMENT OF POLICE 158,045
DEPARTMENT OF FIRE 253,554
DEPARTMENT OF ENGINEERING 11,000

TOTAL FROM CAPITAL PURCHASE/IMPROVEMENT FUND \$ 568,199

FROM PLANNING AND CDBG GRANTS FUND

said sum shall be deposited by the Director of Finance in the Contingency Account and shall be used and expended for any lawful purpose to be determined by the Board of Commissioners in its lawful discretion. Said Contingency Account is a line item of the Department of General Government.

SECTION 4. All ordinances and parts of ordinances in conflict herewith, to the extent of such conflict only, are hereby repealed.

SECTION 5. This ordinance shall be in full force and effect from and after its adoption, readoption and publication, as required by law.

/s/A. R. DUNNIGAN
MAYOR

RECESSED MEETING JUNE 23, 1998
ORDINANCE NO. 66, 1998 CONTINUED

ATTEST:

/s/DEBORAH D. MUSSER
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS: June 18, 1998
READOPTED BY THE BOARD OF COMMISSIONERS: June 23, 1998
PUBLISHED:

MOTION:

Motion was made by Stewart, seconded by Reeves, to adopt Ordinance No. 66, 1998, at this its second reading. Upon roll call, voting aye were Commissioners Reeves, Gunderson, Stewart and Mayor Dunnigan. Nay - Commissioner Berry. Motion passed.

ORDINANCE NO. 67, 1998

SECOND AN ORDINANCE OF THE CITY OF ASHLAND,
READING KENTUCKY, AMENDING THE SALARY
SCHEDULE **AND** ADOPTED BY ORDINANCE
NO. 25, SERIES OF 1991 **FINAL** AND REPEALING
ORDINANCE NO. 105, SERIES OF **ADOPTION** 1997.

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WHEREAS, the original study called for periodic adjustments to the Salary Schedule of the Pay and Classification Plan of the City of Ashland, Kentucky;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That the Salary Schedule of the City of Ashland Pay and Classification Plan as adopted by Ordinance No. 25, series of 1991, being an ordinance entitled, "AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, UPDATING PERSONNEL POLICIES AND PROCEDURES, COMPENSATION PLAN AND CLASSIFICATION PLAN FOR THE CITY OF ASHLAND, KENTUCKY AND REPEALING ORDINANCE NO. 32, SERIES OF 1984, ORDINANCE NO. 72, SERIES OF 1984, ORDINANCE NO. 132, SERIES OF 1984, ORDINANCE 83, SERIES OF 1984, ORDINANCE NO. 66, SERIES OF 1985, ORDINANCE NO. 85, SERIES OF 1985 AND

/s/DEBORAH D. MUSSER
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS: June 18, 1998
READOPTED BY THE BOARD OF COMMISSIONERS: June 23, 1998
PUBLISHED:

RECESSED MEETING JUNE 23, 1998
ORDINANCE NO. 67, 1998 CONTINUED

MOTION:

Motion was made by Stewart, seconded by Reeves, to adopt Ordinance No. 67, 1998, at this its second reading. Upon roll call, voting aye were Commissioners Berry, Reeves, Gunderson, Stewart and Mayor Dunnigan. Nay - none. Motion passed.

DISCUSSION ITEMS

Discussion and possible award of proposal for property and casualty insurance coverage FY 1998-1999 - Motion was made by Stewart, seconded by Reeves, to accept the proposal from Acordia. Upon roll call, voting aye were Commissioners Berry, Reeves, Gunderson, Stewart and Mayor Dunnigan. Nay - none. Motion passed.

Discussion and possible award of proposal for public employee blanket crime bond coverage FY 1998-1999 - Motion was made by Stewart, seconded by Reeves, to accept the proposal from Acordia. Upon roll call, voting aye were Commissioners Berry, Reeves, Gunderson, Stewart and Mayor Dunnigan. Nay - none. Motion passed.

Discussion and possible award of proposal for life insurance FY 1998-1999 - Motion was made by Reeves, seconded by Gunderson, to accept the proposal from Medical Life Insurance Co. with George Arnold as agent. Upon roll call, voting aye were Commissioners Berry, Reeves, Gunderson, Stewart and Mayor Dunnigan. Nay - none. Motion passed.

Discussion and possible award of proposal for worker's compensation coverage FY 1998-1999 - Motion was made by Stewart, seconded by Reeves, to accept the proposal from Legion Insurance Co. Upon roll call, voting aye were Commissioners Berry, Reeves, Gunderson, Stewart and Mayor Dunnigan. Nay - none. Motion passed.

City Manager recommends approval authorizing the City of Ashland donation of \$30,000 to Summer Motion 1998, Tri-State Fair and Regatta, payable July 1, 1998 - Motion was made by Reeves, seconded by Stewart, approving the payment to Tri-State Fair & Regatta. Upon roll call, voting aye were Commissioners Berry, Reeves, Gunderson, Stewart and Mayor Dunnigan. Nay - none. Motion passed.

Request by Nancy Tilton, Katie's Corner Café at 1450 Greenup Avenue, to conduct sales from temporary structures on public right-of-way - Motion was made by Stewart, seconded by Reeves, approving this request. Upon roll call, voting aye were Commissioners

A. R. DUNNIGAN, MAYOR

ATTEST:

DEBORAH D. MUSSER
CITY CLERK